IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO. 499 of 2006

Badrunisha Imtiaz Ali Shaikh .. Appellant

versus

Ms.Ravi Ashish Land Development .. Respondent

...

Mr.Ditendra Mishra for the appellant.

Mr.Anuj Narula for the respondent.

CORAM : D.G. KARNIK, J

DATED : 29th August 2006.

P.C:-

1. Heard learned counsel for the parties.

2. By consent of the parties, following order is passed :

3. The respondent shall not dispossess the plaintiff from the flat in his possession viz. flat no.502 except by following due process of law. It is clarified that the plaintiff shall be entitled to take

possession of the said suit flat by following due

process of law. The Court/authority to which an application for eviction is made shall be entitled to hear and decide the application on its own merit notwithstanding pendency of the suit in the City Civil Court.

D.G. KARNIK, J

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION 627 OF 2006.

IN

APPEAL FROM ORDER NO. 499 of 2006

Badrunisha Imtiaz Ali Shaikh .. Appellant

versus

Ms.Ravi Ashish Land Development .. Respondent

...

Mr.Ditendra Mishra for the appellant.

Mr.Anuj Narula for the respondent.

CORAM : D.G. KARNIK, J

DATED : 29th August 2006.

P.C:-

1. In view of the dismissal of the appeal does not survive and is disposed of.

(D.G. KARNIK, J.)